

MINUTES
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING – JUNE 18, 2008 @ 6:30 P.M.
EDGEWOOD COMMUNITY CENTER - #27 E. FRONTAGE ROAD

1. CALL TO ORDER.

Mayor Stearley called the meeting to order @ 6:30 P.M.

All Councilors were present with the exception of Councilor Felton.

Also present were Ms. Karen Mahalick, Manager, Planning & Zoning, and Ms. Estefanie Muller, Acting Administrator Clerk – Treasurer.

2. PLEDGE OF ALLEGIANCE.

3. APPROVAL OF AGENDA.

MOTION: Councilor Hill made a motion to approve the Agenda as presented.
Councilor Simmons seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

4. MATTERS FROM THE MAYOR.

A. Update on the Lease Agreements at 1916 Old Highway 66.

Ms. Muller discussed the Lease Agreements that will need to be renewed by July 1, 2008. Staff is looking at any increases with the utilities before any of the agreements are renewed.

B. M.O.U. for Section 32 and Home and Homeowner's Association.

Mayor Stearley discussed the M.O.U. for Section 32 including fencing and that he would like to request input from the homeowners associations in the area.

Councilor Simmons discussed the trailheads on Section 32.

C. Update on the Library and Lease Agreement.

Mayor Stearley discussed the need to have the building inspected. The building will need to be improved before the Town can lease it.

Mayor Stearley requested that a copy of the Ordinance and the Lease Agreement be provided for all of the Council members review.

D. Receipt of the Wastewater Discharge Permit.

Ms. Mahalick stated that the Discharge Permit had been awarded and the Town can now go forward with the bid based on the EPA Grant Monies, the disposal pond, and the collection line loan.

5. MATTERS FROM THE COUNCILORS and/or ANNOUNCEMENTS.

Mayor Stearley updated the Council on the gross receipts tax received and the increase in retail. Councilor Simmons stated that she was thrilled about Wal-Mart and was hopeful that the Town Attorney could find a way to help support Wildlife West.

Councilor Abrams stated that his Draft Resolution would be presented to Council at the next meeting.

6. MATTERS FROM THE ATTORNEY.

None.

7. PUBLIC SAFETY.

E. Introduction of Town of Edgewood Police Officers.

Chief Welch stated that as of June 30, 2008 the Police Department would be fully staffed.

Chief Welch introduced Joe Garcia, Scott Holt, Augustine Samaniego, Jerod Kuchan.

F. Update by Chief Welch.

Chief Welch stated that as of June 16, 2008 the Department has dispatch. He also stated that currently only Officer Gonzales and Officer Kuchan are cross commissioned but he will make arrangements for the other officers.

Chief Welch stated that he was working on an M.O.U. with Chief Garcia.

Chief Welch stated he is looking for information on the "tagging" stating that there is a \$50.00 reward for information.

Councilor Simmons asked about cross commissioning with Bernalillo County.

Chief Welch stated that he was not looking at that at this time but possibly in the future.

Councilor Hill commended the Chief on all of his hard work to bring this department to fruition.

Ms. Mahalick reported that the Highway Department was going to provide and place the signs for the Police Department.

8. APPOINTMENT OF AD-HOC MEMBER OF THE IMPACT FEE COMMITTEE.

Mayor Stearley asked for the Appointment of Mr. Drew Sommerville as the Ad-Hoc Member of the Impact Fee Committee.

MOTION: Councilor Hill made a motion to appoint Mr. Drew Sommerville as

the Ad-Hoc Member of the Impact Fee Committee. Councilor Simmons seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

Mayor Stearley asked Council to appoint the Planning & Zoning Commissioners to the Impact Fee Committee.

MOTION: Councilor Hill made a motion to appoint the Planning & Zoning Commissioners to the Impact Fee Committee. Councilor Abrams seconded the motion.

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Abrams voted aye. The motion carried.

Mayor Stearley asked Ms. Mahalick to organize the Impact Fee Committee and to report to Council.

9. COMMUNITY DEVELOPMENT REPORT.

G. Resolution No. 2008-37 – Declaring a Parcel a Nuisance & Ordering the Abatement.

Mr. Wayne Schober discussed the fact that residents had been complying with the Ordinances but that this property has been a problem.

Mr. Schober discussed the benefits to the community in having this property cleaned up. He also stated that all of the steps have been taken and the problem has not been resolved.

MOTION: Councilor Hill made a motion to adopt Resolution No. 2008-37. Councilor Abrams seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

H. I.C.I.P. – Priority List Preparation.

Ms. Mahalick asked Council to review the report and to begin prioritizing and considering additional projects for future discussion.

Mayor Stearley requested a couple of changes to the report.

Ms. Mahalick stated that she would be sure the changes were made.

Councilor Abrams asked about combining Public Safety and the Municipal Buildings as a Municipal Office Complex.

Mayor Stearley discussed the possible location of the Road Department.

Ms. Mahalick stated that the Road Department needed a dedicated facility.

Mayor Stearley introduced Mr. Norton Henninger as the Road Department Supervisor.

Ms. Mahalick stated that Mr. Henninger has 20 years experience and is the day-to-day Supervisor.

Mr. Henninger stated that the move to the Sewer Plant is good for now because of the Plants vulnerability to vandalism, and the road crew generates a presence.

Mr. Henninger stated that he would prefer the Road Department Facility be located on Section 16 because it is more central and allows for better access in all directions.

Councilor Simmons asked how much land would be sufficient.

Mr. Henninger stated that a minimum of 5 acres would be required and then review for future growth and a small shop at this time would be sufficient, approximately 50' x 100'.

Mayor Stearley requested a list of Road Names for potential improvement and cost.

10. PARKS & RECREATION REPORT.

Mr. Holden stated that the Vice President of Pro-Grass would be at the Community Center on Friday from 4:00-5:00 P.M. to give a presentation

I. Update on the Wildlife Safe Passage Fencing.

Mr. Holden discussed the area for the Wildlife Safe Passage Fencing project.

J. Update on the East Mountain Regional Trail Master Plan.

Mr. Holden discussed East Mountain Trails Council, and its purpose.

Mayor Stearley requested that Mr. Holden work on an M.O.U. for all participants.

11. PUBLIC COMMENTS. (Limit to 2 minutes per person).

Note: If you plan to testify under Public Hearings, please do not sign-up for the same topic.

Ms. Sue West commented on the lack of attendance for the Kids Fair. She also stated she was glad to hear about the extra money from Wal-Mart.

Ms. Sue West asked if the I.C.I.P. report could be up on an overhead for the public to see.

Ms. Sue West commended the Chief and Mr. Holden on their job well done.

Mr. Chuck Ring reminded Council that the Town already owns 12 acres on Section 16. He commented that the Council make sure that the Library building is insurable and to allow for payment of a Librarian in the Budget.

Mr. Chuck Ring stated that the \$2660.00 raised at the Car Show could go to the Library as long as it stays 501 3-C and they receive this before the Town takes them in.

Ms. Carol Ring asked that Council not forget handicap access for Section 32 & 34. She also asked if the I.C.I.P. could be made available on-line.

Ms. Carol Ring complimented Council on combining Town Hall, the Recreation Center and the Library.

Mayor Stearley requested the staff inspect the Library and find out what needs to be done to make it ADA compliant.

Councilor Simmons requested establishing some priority in the rental of the Community Center for events.

12. APPROVAL OF PREVIOUS MINUTES.

K. Special Council Meeting Minutes of May 28, 2008.

MOTION: Councilor Simmons made a motion to approve the Minutes for discussion. Councilor Abrams seconded the motion for discussion.

Councilor Hill asked that a correction to page 4 the last sentence be corrected to state "Councilor Abrams asked about the easement" as Councilor Hill was not present.

Councilor Simmons asked for clarification of her statement in the Minutes on Page 6 to state "that the requirement would be for the Developer to pave the road, in doing so the Town is not accepting responsibility for maintenance".

Ms. Mahalick discussed the changes to the Minutes for the Special Council Meeting dated May, 28, 2008, that the Town staff is requesting be made.

Staff requests the amendment of the Minutes on Page 5, Line 23 to state, "Mrs. Russell stated that we would never be in a position of majority voting power on the decision of maintenance."

Staff requests that the statement from Mr. Ulrich on Page 5, Line 25, be stricken from the Minutes.

Staff requests and amendment to the Minutes on Page 5, Line 36, adding, "Mr. Rael asked if the application complied with the Subdivision Ordinance Section 10-A-1B.

Ms. Mahalick stated that it does.

Mr. Rael asked if, in her opinion, the application complied with 10-A-3E.

Ms. Mahalick stated that it does, but asked if she could clarify that one for the Council.

Initials

Ms. Mahalick stated that this comes under the Private Way Standards and those Private Way Standards did not exist when the original Plat of 2004 with the 4 lots was platted. So it was platted as a private road and it would not have complied with this ordinance but it did comply back then. So their plat is in compliance.

Mr. Rael asked, as a follow up, if she was familiar with Section 8-C5?

Ms. Mahalick stated yes.

Mr. Rael asked what that section states.

Ms. Mahalick stated that 8-C5 is the Final Plat Approval/Disapproval and it reads, if the final plat is in conformance with the preliminary plat, as approved, and conforms with these regulations, it shall be approved by the Planning & Zoning Commission. It does not say, it may be, it says, it shall be. The Planning & Zoning Commission found their Final Plat to be in full compliance with the ordinance.

Mr. Rael asked if the Planning & Zoning Commission approved the Plat.

Ms. Mahalick stated yes.

Mr. Rael asked if their decision was in accordance with Section 8-C5.

Ms. Mahalick stated yes.”

Staff requests that the Minutes on Page 6, Line 9 through 11 remain as stated.

Ms. Mahalick also requested that the signature page be included as it was omitted at the time the packet was scanned into the computer.

MOTION: Councilor Simmons made a motion to accept the Minutes as amended. Councilor Abrams seconded the motion.

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Abrams voted aye. The motion carried.

L. Regular Council Meeting Minutes of June 4, 2008.

MOTION: Councilor Abrams made a motion to approve the Minutes of June 4, 2008. Councilor Hill seconded for discussion.

Councilor Hill requested that the Minutes be amended to reflect the correct speaker on Page 3, Community Development Report.

MOTION: Councilor Abrams made a motion to accept the Minutes as amended. Councilor Hill seconded the motion.

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Abrams voted aye. The motion carried.

13. ACKNOWLEDGE RECEIPT OF THE PLANNING & ZONING COMMISSION MEETING MINUTES.

M. Planning & Zoning Commission Meeting Minutes of June 2, 2008.

MOTION: Councilor Hill made a motion to acknowledge receipt of the Planning & Zoning Minutes. Councilor Simmons seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

14. PUBLIC HEARINGS.

None.

15. FINANCE & ADMINISTRATION.

N. Approval of Town Bills for the month of May, 2008.

MOTION: Councilor Simmons made a motion to pay the Town bills for the month of May, 2008. Councilor Hill seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

O. Approval of the Financial Statement for the month of May, 2008.

MOTION: Councilor Hill made a motion to approve the Financial Statement for the month of May, 2008. Councilor Abrams seconded the motion.

VOTE: Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Abrams voted aye. The motion carried.

16. RESOLUTIONS.

P. Resolution No. 2008-41 Banning Fireworks.

MOTION: Councilor Simmons made a motion to adopt Resolution No. 2008-41 Banning Fireworks. Councilor Abrams seconded the motion.

Initials

VOTE: Councilor Abrams voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

17. ANNOUNCEMENTS, CALENDAR REVIEW & FUTURE AGENDA ITEMS.

Q. Regular Council Meeting – July 2, 2008 @ 6:30 P.M.

R. Regular Council Meeting – July 16, 2008 @ 6:30 P.M.

Councilor Hill asked that a Sustainable Development Presentation be added to the Agenda for the August 6, 2008 Regular Council Meeting and he would make a presentation.

Note: The Town Hall offices will be closed Friday, July 4th.

18. ADJOURN.

MOTION: Councilor Simmons made a motion to adjourn the meeting.
Councilor Hill seconded the motion.

VOTE: All Councilors voted aye.

Mayor Stearley adjourned the meeting at 8:17 P.M.

ADOPTED AND APPROVED this 2nd DAY OF JULY, 2008

Honorable Robert Stearley, Mayor

ATTEST:

Estefanie B. Muller, Acting Administrator Clerk-Treasurer